

Campus Student Associations, ACUNSA, ACUPGA and Student Member of Senate

- 9.1.1 Student Associations on each Campus of the University may apply to the Senate for recognition as official Campus Student Associations of the University in accordance with this Statute 9. For the avoidance of doubt, the Campus Student Associations and Other Student Organisations are not separate legal entities and operate entirely within the University.
- 9.1.2 The University may levy and shall hold on behalf of a Campus Student Association or any other Student Organisation that is formed or to be formed any fees, subscriptions and other monies payable by any Student or other person who is enrolled or seeking to enrol or engage with the University for services and amenities of a non-academic nature. The University will disburse any such monies to the Campus Student Association in accordance with the Campus Student Association Finance Protocol which shall be determined by the Vice-Chancellor and President from time to time.
- 9.1.3 For the purposes of this Statute 9, an **Enrolled Student** shall be defined as an undergraduate, postgraduate coursework or postgraduate research student who is enrolled in an award course at the University.
- 9.1.4 If elected, a student must remain enrolled in an award course at the University for the entirety of the term of office for the position to which they have been elected. A student who ceases to be enrolled (whether through withdrawal from studies, qualifying to graduate or due to any other cause) is no longer eligible to serve as a student representative.
- 9.1.4 Elections required to fill the student leadership positions identified in this Statute 9 shall be conducted in accordance with the Election Manual approved by the Vice-Chancellor and President from time to time.

ACUNSA

- 9.1.5 For the purposes of this Statute, the Senate recognises the Australian Catholic University National Student Association (**ACUNSA**) as the primary student representative body, comprising:
- a President elected in accordance with Section 9.1.8 of this Statute and the Election Manual approved by the Vice-Chancellor and President;
 - the President of the Australian Catholic University Postgraduate Association (ACUPGA) elected in accordance with Section 9.1.15 of this Statute;
 - the Presidents of all recognised Campus Student Associations;
 - a First Peoples Student elected by and from the First Peoples student body in accordance with Section 9.1.9 of this Statute;
 - an International Student elected by and from the International student body in accordance with Section 9.1.10 of this Statute;
 - an Online Student elected by and from the Online student body in accordance with Section 9.1.11 of this Statute.
- 9.1.6 The Senate may, in its absolute discretion, withdraw its recognition of ACUNSA.
- 9.1.7 ACUNSA shall associate for the purposes of:
- (a) furthering the mission and ethos of the University;
 - (b) facilitating and encouraging the Student experience at ACU;
 - (c) advocating for and representing Students by assisting in the communication of issues raised by Students to the University; and

- (d) providing advice to the University on the allocation of revenue raised through any Student Services and Amenities Fees (**SSAF**) the University may levy.

9.1.8 The following provisions apply to the election of the President of ACUNSA:

- (a) To be eligible to nominate for the position of ACUNSA President, a student must:
- be an Enrolled Student; and
 - be a member of a Campus Student Association.
- (b) the term of the President of ACUNSA is one (1) year calculated from the date the President assumes office and only so long as the student meets the requirements of Section 9.1.4 of this Statute;
- (c) an incumbent President or prior President of ACUNSA is eligible to be elected for a second term of office of one (1) year, up to a total of two years in office so long as the student meets the requirements of Section 9.1.4 of this Statute.
- (d) Any candidate for the office of President of ACUNSA who is unsuccessful may nominate and stand for election to that office on any subsequent occasion.

9.1.9 The following provisions apply to the election of the First Peoples Student Officer of ACUNSA:

- (a) To be eligible to nominate for the position of First Peoples Student Officer of ACUNSA, a student must:
- be an Enrolled Student;
 - be a member of a Campus Student Association; and
 - identify and be recognised as Aboriginal and / or Torres Strait Islander and be recorded as such in the University's student administration systems.
- (b) all Enrolled Students who identify and are recognised as Aboriginal and / or Torres Strait Islander and are recorded as such in the University's student administration systems, are entitled to vote for the First Peoples Student Officer of ACUNSA;
- (c) the term of the First Peoples Student Officer of ACUNSA is one (1) year calculated from the date the First Peoples Student Officer assumes office and only so long as the student meets the requirements of Section 9.1.4 of this Statute;
- (d) any candidate for the office of First Peoples Student Officer of ACUNSA who is unsuccessful may nominate and stand for election to that office on any subsequent occasion.

9.1.10 The following provisions apply to the election of the International Student Officer of ACUNSA:

- (a) To be eligible to nominate for the position of International Student Officer of ACUNSA, a student must:
- be an Enrolled Student;
 - be a member of a Campus Student Association; and
 - be recorded as an International student in the University's administration systems.
- (b) all Enrolled Students who are recorded as an International student in the University's administration systems are entitled to vote for the International Student Officer of ACUNSA;

- (c) the term of the International Student Officer of ACUNSA is one (1) year calculated from the date the International Student Officer assumes office and only so long as the student meets the requirements of Section 9.1.4 of this Statute and remains an International student;
- (d) any candidate for the office of International Student Officer of ACUNSA who is unsuccessful may nominate and stand for election to that office on any subsequent occasion.

9.1.11 The following provisions apply to the election of the Online Student Officer of ACUNSA:

- (a) To be eligible to nominate for the position of Online Student Officer of ACUNSA, a student must:
 - be an Enrolled Student; and
 - be enrolled in an Online course of study as recorded in the University's student administration systems.
- (b) all Online Enrolled Students are eligible to nominate and vote for the position of Online Student Officer of ACUNSA;
- (c) the term of the Online Student Officer of ACUNSA is one (1) year calculated from the date the Online Student Officer assumes office and only so long as the student meets the requirements of Section 9.1.4 of this Statute and remains an Online student;
- (d) any candidate for the office of Online Student Officer of ACUNSA who is unsuccessful may nominate and stand for election to that office on any subsequent occasion.

9.1.12 In the event that:

- (a) there are insufficient nominees for the roles of First Peoples Student Officer, International Student member and / or Online Student member of ACUNSA; and / or
- (b) there are insufficient Enrolled Students in any given electorate for the election of First Peoples Student Officer, International Student Officer and / or Online Student Officer of ACUNSA;

the returning officer identified in the Election Manual shall initiate the filling of the role as a casual vacancy according to the process set out in the Election Manual.

9.1.13 The Student member of Senate shall be notified of any meeting of ACUNSA in accordance with the meeting procedures adopted by ACUNSA from time to time, whether in a Constitution or any other document adopted by ACUNSA for that purpose. The Student member of Senate:

- (a) shall be entitled to attend all meetings of ACUNSA;
- (b) may report to Senate on any matter raised by ACUNSA; and
- (c) notwithstanding sub-paragraphs (a) and (b), is not a member of ACUNSA and is not entitled to exercise any voting rights at any meeting of ACUNSA.

9.1.14 The University shall on behalf of ACUNSA arrange for ACUNSA's books and accounts to be reviewed on an annual basis by an independent auditor and shall publish the financial statements and report on the University's website within twenty-eight (28) days of the completion of the review.

ACUPGA

- 9.1.15 For the purposes of this Statute 9, the Senate recognises the Australian Catholic University Postgraduate Association (**ACUPGA**) as the representative body of postgraduate Students, operating under the auspices of ACUNSA. ACUPGA is a committee of postgraduate coursework and postgraduate research students subsidiary to ACUNSA, comprising a President, a Vice-President (Coursework), a Vice-President (Research), a First Peoples Student Officer, an International Student Officer and an Online Student Officer, elected in accordance with sections 9.1.19, 9.1.20, 9.1.21, 9.1.22 of this Statute and with the Election Manual. ACUPGA shall also include the Postgraduate Officers of each Campus Student Association.
- 9.1.16 The Senate may, in its absolute discretion, withdraw recognition of ACUPGA.
- 9.1.17 The Executive of ACUPGA shall consist of the President, the Vice-President (Coursework) and the Vice-President (Research).
- 9.1.18 ACUPGA shall associate for the purposes of:
- (a) furthering the mission and ethos of the University;
 - (b) facilitating and encouraging the postgraduate Student experience at ACU;
 - (c) advocating for and representing postgraduate Students by assisting in the communication of issues raised by postgraduate Students to the University; and
 - (d) providing advice to the University on the allocation of revenue raised through any SSAF the University may levy.
- 9.1.19 The following provisions apply to the President of ACUPGA:
- (a) all postgraduate Enrolled Students (including those undertaking coursework and research award courses at the University) are eligible to nominate and vote for the position of President of ACUPGA;
 - (b) the term of the President of ACUPGA is one (1) year calculated from the date the President assumes office and only so long as the President meets the requirements of Section 9.1.4 of this Statute;
 - (c) an incumbent President or prior President of ACUPGA is not permitted to stand for a subsequent term of office.
- 9.1.20 The following provisions apply to the Vice-President (Coursework) of ACUPGA:
- (a) the Vice-President (Coursework) shall be elected from amongst candidates who are postgraduate coursework Enrolled Students in accordance with the Election Manual approved by the Vice-Chancellor and President from time to time;
 - (b) the electorate for the election of the Vice-President (Coursework) shall be all postgraduate coursework Enrolled Students;
 - (c) the term of the Vice-President (Coursework) is one (1) year calculated from the date the Vice-President (Coursework) assumes office and only so long as the student meets the requirements of Section 9.1.4 of this Statute;
 - (d) an incumbent Vice-President (Coursework) or prior Vice-President (Coursework) is not permitted to stand for a subsequent term of office.

- 9.1.21 The following provisions apply to the Vice-President (Research) of ACUPGA:
- (a) the Vice-President (Research) shall be elected from amongst candidates who are postgraduate research Enrolled Students in accordance with the Election Manual approved by the Vice-Chancellor and President from time to time;
 - (b) the electorate for the election of the Vice-President (Research) shall be all postgraduate research Enrolled Students;
 - (c) the term of the Vice-President (Research) is one (1) year calculated from the date the Vice-President (Research) assumes office and only so long as the student meets the requirements of Section 9.1.4 of this Statute;
 - (d) an incumbent Vice-President (Research) or prior Vice-President (Research) is eligible for re-election for a second term of office of one (1) year, up to a total of two years in office.
- 9.1.22 The following provisions apply to the First Peoples Student Officer, International Student Officer and Online Student Officer:
- (a) the First Peoples Student Officer, International Student Officer and Online Student Officer shall be elected from amongst candidates who are postgraduate coursework or postgraduate research Enrolled Students;
 - (b) a nominee for the role of First Peoples Student Officer must identify and be recognised as Aboriginal and / or Torres Strait Islander and be recorded as such in the University's student administration systems;
 - (c) a nominee for the role of International Student Officer must be enrolled as an international postgraduate Student as recorded in the University's administration systems;
 - (d) a nominee for the role of Online Student Officer must be enrolled in an Online postgraduate course of study as recorded in the University's student administration systems;
 - (e) the electorate for each of the First Peoples Student Officer, International Student Officer and Online Student Officer shall be drawn from those Enrolled Students who are eligible to nominate for the respective position;
 - (f) the First Peoples Student Officer, International Student Officer and Online Student Officer shall each be entitled to hold office for a single term of one (1) year calculated from the date the Officer assumes office and only so long as the student meets the requirements of Section 9.1.4 of this Statute.
- 9.1.23 In the event that:
- (a) there are insufficient nominees for the roles of Vice-President (Coursework), Vice-President (Research), First Peoples Student Officer, International Student Officer and / or Online Student Officer; and / or
 - (b) there are insufficient enrolled Students in any given electorate for the election of Vice-President (Coursework), Vice-President (Research), First Peoples Student Officer, International Student Officer and / or Online Student Officer,
- the returning officer identified in the Election Manual shall initiate the filling of the role as a casual vacancy according to the process set out in the Election Manual.
- 9.1.24 The Student member of Senate shall be notified of any meeting of ACUPGA in accordance with the meeting procedures adopted by ACUPGA from time to time,

whether in a Constitution or any other document adopted by ACUPGA for that purpose. The Student member of Senate:

- (a) shall be entitled to attend all meetings of ACUPGA;
- (b) may report to Senate on any matter raised by ACUPGA; and
- (c) notwithstanding sub-paragraphs (a) and (b), is not a member of ACUPGA and is not entitled to exercise any voting rights at any meeting of ACUPGA.

General provisions

- 9.1.25 A Student cannot concurrently hold office in more than one of the following positions at the same time:
- (a) the President of ACUNSA;
 - (b) an Office Holder of a Campus Student Association Executive (as defined in the Student Association Constitution);
 - (c) the President of ACUPGA;
 - (d) the Vice-Presidency of ACUPGA;
 - (e) the Student member of Senate pursuant to Clause 13.2(j) of the Constitution of the University; or
 - (f) a Student member of Academic Board pursuant to Statute 2.5.1(r).
- 9.1.26 The First Peoples, International and Online student representative of ACUPGA may also hold office as the First Peoples, International and Online student representative of ACUNSA if duly elected to both offices.
- 9.1.27 Any Student who seeks to nominate for any position listed in Section 9.1.25 may, at the time of the call for nominations, elect to nominate for up to three positions. Any student who nominates for more than one position will appear on the ballot form for each position for which they have nominated. Recognising the provisions of Section 9.1.25 above which prohibit the concurrent holding of more than one office, a student who is elected to more than one position must inform the Returning Officer of the position they intend to occupy; any positions vacated by such a decision will be offered to the next-ranked candidate in the election for that position.
- 9.1.28 Subject to Section 9.1.29, the Vice-Chancellor and President retains the discretion to deem any Student ineligible for nomination to any role referred to in Section 9.1.25 of this Statute 9 where any of the following circumstances apply:
- (a) there has been an adverse finding recorded against the Student under the *Academic Honesty Policy* or any similar policy promulgated by the University from time to time;
 - (b) there has been an adverse finding recorded against the Student under the *Student Conduct and Discipline Policy* or any similar policy promulgated by the University from time to time; or
 - (c) there has been an adverse finding recorded against the Student under the *Research Code of Conduct* and/or the *Procedures for Dealing with Alleged Misconduct: Students* or any similar policy or procedures promulgated by the University from time to time.

- 9.1.29 Where an appeal has been lodged by a Student against an adverse finding of the type referred to in Section 9.1.28 and such appeal is unresolved at the time of the call for nominations or at any stage during the election process, the Student shall not be prevented from nominating for office or for participating in the election process outlined in this Statute 9 or the Election Manual. However, upon the determination of any final appeal, any student elected to office under this Statute 9 who is subject to an adverse finding of the type referred to in Section 9.1.28 shall be dealt with in accordance with Section 9.1.41 of this Statute 9.
- 9.1.30 Nominees for the roles outlined in this Statute 9 must be non-partisan and are not permitted to run for office on the basis of any affiliation with a political party or association.

Recognition of Campus Student Associations

- 9.1.31 There shall be only one recognised Campus Student Association per Campus of the University. Senate will not recognise or continue to recognise any second or subsequent Campus Student Associations at a Campus if there is an existing Campus Student Association that has been recognised by and continues to be recognised by the Senate. The Senate may, in its absolute discretion, withdraw recognition of any Campus Student Association.
- 9.1.32 In the event that a Campus does not have a recognised Campus Student Association, or the recognition for the existing Campus Student Association has been withdrawn by the Senate, upon written application to the Senate by any Student organisation purporting to be a new Campus Student Association of the University, the Senate will recognise and continue to recognise that Student organisation as an official Campus Student Association of the relevant Campus of the University provided that:
- (a) the Campus Student Association adopts the Student Association Constitution including any amendments approved by the Vice-Chancellor and President from time to time; and
 - (b) the Campus Student Association complies with and conducts its affairs in accordance with the Student Association Constitution.
- 9.1.33 Upon receipt of a Campus Student Association's written application, and upon confirmation by the Vice-Chancellor and President to the Senate that:
- (a) the Vice-Chancellor and President recommends approval of the written application; and
 - (b) a resolution has been passed by a Campus Student Association to adopt the Student Association Constitution,
- the Senate shall:
- (c) in the case of a new Campus Student Association adopting the Student Association Constitution for the first time – resolve to recognise the Campus Student Association as an official Campus Student Association of the University; or
 - (d) in the case of an existing Campus Student Association adopting any amendments to the Student Association Constitution approved by the Vice-Chancellor and President – note the Vice-Chancellor and President's approval of the amendments to the Student Association Constitution and confirm Senate's continued recognition of the Campus Student Association.
- 9.1.34 On each occasion that a Student Association adopts the Constitution for the first time under 9.1.33(b) or resolves to adopt an amended Constitution, a copy of the Student

Association's resolution will accompany a copy of the adopted Constitution and be lodged with the Governance Directorate within 28 days of the resolution. The Governance Directorate will advise the Vice-Chancellor and President and maintain a copy on file.

- 9.1.35 Where a Campus Student Association fails to conduct its affairs in accordance with the Student Association Constitution and, upon receiving advice from the Vice-Chancellor and President, the Senate may by resolution allow the Campus Student Association at least two (2) months to rectify the breach, failing which the Senate may by resolution withdraw the recognition of the Campus Student Association.
- 9.1.36 In the event of a Campus Student Association being wound up by its members or its recognition being withdrawn by the Senate, all subscriptions and other monies levied by the University and/or paid by any Student or other person and allocated to the Campus Student Association shall be held over by the University for a successor Campus Student Association at that Campus.
- 9.1.37 Membership of any Campus Student Association shall be entirely voluntary.

Allowances for Office Bearers

- 9.1.38 The University shall pay the President of ACUNSA, the President of ACUPGA and the President of each Campus Student Association a payment which is equivalent to 40% of the Research Training Program (**RTP**) Stipend (base level) (**Allowance**) applicable under the RTP (or equivalent) as may be indexed annually and subject to the requirements of this Statute 9. The Allowance shall be paid for the terms of office for each position referred to in this Section 9.1.38.
- 9.1.39 The University shall pay the Vice-President (Coursework) and the Vice-President (Research) of ACUPGA a payment which is equivalent to 20% of the Research Training Program (**RTP**) Stipend (base level) (**Allowance**) applicable under the RTP (or equivalent) as may be indexed annually and subject to the requirements of this Statute 9. The Allowance shall be paid for the terms of office for each position referred to in this Section 9.1.39.
- 9.1.40 For the avoidance of doubt, any Allowance referred to in Sections 9.1.38 and 9.1.39 of this Statute 9 is an ex gratia payment to recognise the contribution to the Campuses and the Students by the President of ACUNSA, the President and Vice-Presidents of ACUPGA, and the Presidents of each of the Campus Student Associations.

Removal from office and suspension of Allowance

- 9.1.41 In the event that the President of ACUNSA, the President or Vice-Presidents of ACUPGA or any other Office Holder of a Campus Student Association (**Responsible Officer**) is found guilty of a breach of conduct or discipline in accordance with the *Student Conduct and Discipline Policy* and/or any Policy promulgated by the University from time to time relating to student conduct and discipline, or is the subject of an adverse finding under the *Academic Honesty Policy*, the *Research Code of Conduct* and/or the *Procedures for Dealing with Alleged Misconduct: Students* or any similar policy or procedures promulgated by the University from time to time (**Policies**), a Discipline Committee, a Discipline Appeals Committee or a University Appeals Committee (as relevant) may, in addition to any other penalties available under the Policies:
- (a) suspend the Allowance of the Responsible Officer paid in accordance with Sections 9.1.38 and 9.1.39 of this Statute 9; and/or

- (b) remove from office the Responsible Officer elected in accordance with this Statute 9,

provided that the penalty or penalties imposed under this Section 9.1.41 shall only be effective from the date of the ultimate finding of a breach or an adverse finding under the relevant Policy or Procedures, including any appeals process.

- 9.1.42 The Vice-Chancellor and President may at their sole discretion suspend any Allowance paid to any Responsible Officer if the Responsible Officer in receipt of the Allowance is unable, in the opinion of the Vice-Chancellor and President, to fulfill the ordinary duties of the position for a period greater than four (4) weeks provided that:
- (a) the Vice-Chancellor and President provides particulars to the relevant Responsible Officer in writing of the Vice-Chancellor and President's concerns regarding the Responsible Officer's inability to fulfil the ordinary duties of the role for a period greater than four (4) weeks;
 - (b) the Vice-Chancellor and President gives the Responsible Officer a period of (2) two weeks to provide written submissions to the Vice-Chancellor and President including any supporting documentation that the Responsible Officer may wish to rely upon; and
 - (c) after considering the Responsible Officer's submissions, the Vice-Chancellor and President notifies the Responsible Officer in writing of the discretion exercised by the Vice-Chancellor and President within two (2) weeks of receipt of the Responsible Officer's submissions.
- 9.1.43 Notwithstanding Section 9.1.42, the Vice-Chancellor and President may extend the payments of the recipient of the Allowance who is unable to complete their ordinary duties for any period greater than four (4) weeks at the Vice-Chancellor and President's discretion and on a case-by-case basis.
- 9.1.44 Any Allowance referred to in this Statute 9 shall be paid by the University, the source of which shall be determined at the Vice-Chancellor and President's discretion.

Other Student Organisations

- 9.1.45 Subject to Section 9.1.46 of this Statute 9, clubs or other associations of Students of the University (not being ACUNSA, ACUPGA or Campus Student Associations) formed for any purpose whatsoever must apply in writing to the Vice-Chancellor and President for permission to be established within the University.
- 9.1.46 Any application made in accordance with Section 9.1.45 must set out the full details of the proposed club or association including:
- (a) the name of the club or association;
 - (b) the object(s) or purpose(s) of the club or association;
 - (c) details of the proposed activities of the club or association;
 - (d) details of any affiliations with a Faculty or School within the University; and
 - (e) details of any affiliations with an external body the club or association may have.

Vice-Chancellor and President's Discretion

- 9.1.47 The Vice-Chancellor and President shall, at the Vice-Chancellor and President's discretion, within one (1) calendar month of receipt by the Vice-Chancellor and President

of an application made pursuant to Sections 9.1.45 and 9.1.46, approve or reject the application. The Vice-Chancellor and President shall approve an application if, in the Vice-Chancellor and President's opinion, the relevant club or association:

- (a) is a fit and proper organisation suitable and deserving to operate within the University;
- (b) acknowledges the ethos and mission of the University;
- (c) conducts its activities in a manner consistent with the beliefs and practices of the Roman Catholic Church; and
- (d) conducts its activities, promotions, advertising and branding (including, but not limited to, the use of the University name, University logo, Faculty name or School name) in a manner consistent with the brand of the University published in any Brand Guidelines promulgated by the University from time to time.

Cessation of right to be established under the auspices of the University

9.1.48 The Vice-Chancellor and President may in the Vice-Chancellor and President's sole discretion at any time by notice in writing to a club or an association withdraw its right to be established within the University pursuant to Section 9.1.45 of this Statute 9.

Unauthorised Student Organisations

9.1.49 Irrespective of whether a Student Organisation applies to the Vice-Chancellor and President in accordance with Section 9.1.45 and 9.1.46, any Student Organisation operating from any Campus of the University which has not been formally approved by the Vice-Chancellor and President and, in the Vice-Chancellor and President's opinion, is not a fit and proper organisation because it does not operate consistently with any of the matters set out in Section 9.1.47 (a) to (d), shall not be entitled to receive any benefits from the University in respect of its operations including, but not limited to, funding, insurance or any form of logistical support or assistance.

ORIGINATED BY SENATE RESOLUTION:

48/2003

COMMON SEAL AFFIXED

DATED:

30 November 2003

BY SECRETARY

AMENDMENT NO:

10

SENATE RESOLUTION:

S 2022/100

DATED:

1 September 2022